

## CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being submitted by First Class mail to the US Patent and Trademark Office: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 or transmitted by facsimile to the U.S. Patent and Trademark Office, Fax No. (571)273-8300.

Date: 7/26/06

By: Patti Hespell  
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JUL 26 2006

MAIL STOP AFIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: Patent Application of John Schlack.

Conf. No.: 7949 : Group Art Unit: 2623  
Appln. No.: 09/766,004 : Examiner: Manning, John  
Filing Date: 19 January 2001 : Attorney Docket No.: T721-21  
Title: System and Method for Delivering Statistically Scheduled Advertisements

NOTICE OF APPEAL FROM PRIMARY EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant(s) hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner dated January 27, 2006.

The following item(s) are included:

☒ A Petition for Extension of Time with extension fee of one month to and including May 30, 2006 (May 27 being a Saturday and May 29 being a Federal holiday) to respond to the final rejection was filed on May 24, 2006.

☒ A Petition for Extension of Time for two months to and including July 27, 2006, to file the Notice of Appeal and the requisite extension fee in the amount of \$900.00 are enclosed.

☒ Notice of Appeal fee is enclosed

☐ \_\_\_\_\_ .00 Small Entity has been previously established in this case.

☒ \$500.00.

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Application No. 09/766,004

- ☐ An oral hearing before the Board of Appeals is respectfully requested.
- ☒ A Request for Pre Appeal Brief Conference is filed herewith.
- ☒ The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 501535 as noted below. A duplicate of this sheet is enclosed.
- ☒ Notice of Appeal fee in the amount of \$500.00.
- ☒ Any overpayments or deficiencies in the above calculated fee(s).

Date:

7/26/06

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